

WILLIAM MEDINA

CIVIL ACTION

v.

ALLENTOWN POLICE Dept, OFFICERS NO. 20-5734  
Det. ERIC Stauffer AND SAL APRIL, "Individuals & Capacity."

I. AMENDED COMPLAINT Parties & Jurisdiction

A.) And now, on this 31<sup>st</sup> day of January 2021, Plaintiff's Complaint against the Allentown Police Dept used excessive Force Namely Eric Stauffer and Sal April Exceeded the Scope of Consent to Search a hotel by First having Mr. Medina under Investigative detention without Reasonable suspicion or Probable Cause to Search his person and thus finding Brass Knuckles on his person.

B.) Furthermore these above Namely Police OFFICERS Exceed the Scope of Consent to Search a hotel by Placing Allege Witnesses 1 and 2. 1. Koby Rivera 2. Toni Gruver and 7yr old Child in the Same police car to get Consent to Search hotel room illegally by Consent of third part Toni Gruver who isn't on lease or agreement. No Probable Cause Keith Alexander, Decided on Dec 22, 2020 Case cited Overnight guest or person has a reasonable expectation of privacy in a motel room. While under Investigative Detention William Medina, was threatend by Police OFFICERS Eric Stauffer and Sal April in a very Cold Enviroment on March 12, 2019 Outside in handcuffs Police threaten Mr. Medina to Stay outside in the cold until they get a Search Warrant, they also threaten



(2)

to keep Mr. Medina's Family Outside in the cold Toni Gruver, Jalyssa Rivera, and 17yr-Old Boy Cousins Papito Rivera, Mr. Medina under Percocet and handcuffed under the influence and threats by force from Police Tell police he would sign consent to search a hotel Mr. Medina then scribble lines on consent form thus aggravating Police to put his initials on consent form and force him into the back of Police car kicking him and abusing him until inside Police car. This consent form was for a room at Super 8 motel room 233 in Allentown Pa. In Discovery the room is said to be signed in by Carlos Perez and under the Name Samuel Rosado, The Allentown Police made a warrantless search conducted illegally upon hotel room 233 at Super 8 Motel in Allentown, Pa without voluntarily consent of a person or people who's Name wasn't on lease or agreement of hotel, Thus making a warrantless search without Probable Cause violating a clause in the Fourth Amendment to the U.S. Constitution which protects the rights of citizens against unreasonable searches and seizures of persons, or people having authority over the place or things to be searched. Warrantless searches are invalid unless they fall within narrowly drawn exceptions: State v. Mahone, 701 p. 2d 171 (1985) Mapp v. Ohio, Wong Sun v. United States, Mr. Medina, Moves to show Courts how Namely Eric Stauffer Disregards to the truth on Affidavit



(3)

#19012017 on this Police criminal Complaint Dated, 3/14/19. There is multiple conflicting statements Made by Detective Eric Stauffer that Contradicts statements by Arresting Officer Sal Aprils Complaint # A1-19-00076 Dated on the Arresting date of 3/12/19.

C.) During the Arrest on 3/12/19, Eric Stauffer used Excessive Force upon Kobu Rivera by Means of tackling MR. Rivera on the Concrete giving Mr. Rivera concrete burns on his face, Exhibit of proof can be seen on Kobu Rivera's I.D. Card from Lehigh County Prison, Police also used this Excessive Force of placing his knee on Kobu Rivera's neck up until his "Girl Friend" Jalyssa Rivera, <sup>Exhibit</sup> Jumps on this Officer's back that's using excessive Force <sup>Discovery</sup>.

D.) Moreover on 3/14/2019, This same Officer Eric Stauffer then proceeds to question Nephew Kobu Rivera after the arrest that threatens his life by Means of Excessive Force two days later without a lawyer or parents presence to then Coerce Mr. Rivera into giving Mr. Stauffer a Confession by the use of promises, Deception and threats of doing decade of time due to Kobu Rivera tossing a AR-15 Rifle during pursuit in arrest. Kobu Rivera then gives a Confession in exchange for Police to dropped Charges of Rifle AR-15 said be thrown from his person during arrest.



(4)

E.) Furthermore, Police Officer's Single Out Mr. Medina with disregard to the truth from Officer Eric Stauffer and SAL April's Affidavit of Probable Cause; SAL April's report states "Mr. Medina was arrested in the area of a stolen vehicle and Officer Eric Stauffer states "Mr. Medina fled from the stolen vehicle, How can I flee without anyone claiming they chased me, for this false report was also given 2 days after arrest, by Eric Stauffer.

F.) Officer Eric Stauffer and Sal April had no reasonable suspicion or Probable Cause to arrest Mr. Medina. These officers single out Mr. Medina as a hispanic man entering a car of his ex-girlfriend's Melanie Honda SUV differing from stolen car Honda Accord Kobay Rivera was in as Mr. Medina was awaiting Kobay Rivera to bring percocet 15 Mgs. to Honda SUV CR-V same color as the stolen car Kobay Rivera was within, Officer Sal April arrested Mr. Medina without Reasonable Suspicion or Probable Cause, while entering Grey Honda CRV-SUV of Ex-girlfriend Melanie parked in rear of Auto Zone.

In regards to the Excessive Force to obtain Confession from Kobay Rivera, United States v. Liciardello, 93 F. Supp. 3d 365 Challenges to Indictments, perjured testimony. Government did know testimony was perjured.



G.) Due to all these reasons OF Intentional Affliction of Emotional Distress OF being denied bail, Rule 600, and being denied exculpatory evidence of Discovery by Protective order by District Attorney David J. Mussel, and Judge Douglas G. Reichley granting protective order, Thus denying me a Fair Trial "Oppressive Pre-trial incarceration" Anxiety and Concern OF the accused", Doggett, 505 U.S. at 654

H.) Petitioner has exhausted, Resubmitting For Bail, Rule 600, and a lift on Protective Order upon Discovery and has been denied all OF the above, Due to being denied access to the Courts as well by not receiving adequate law library due to poor wifi on only means to access of Courts Tablets, not sufficient For research to properly defend himself. Last Court appointed lawyer lied on record under Oath when questioned by Judge Reichley about letters sent by Mr. Medina Sean Poll stated "It's First time I hear about him submitting For Illegal Search and Seizure, Judge Reichley then Moves to have Sean Poll as Standing Counsel, After having to re submit Motion due to Mental health issues.

Mr. Medina thus also had Moved to file For habeas Corpus to Supreme court, However due to being denied by state court, All the time allotted was barred due to not being able to access Courts in violation of 8th Amend.



## Part 2 of Claim.

- 1.) LEXIS NEXIS was and is accessible only through tablets at the Lehigh County Prison with poor wifi connection, which severely limited in its accessibility.
- 2.) That no other form of Law library exist in LCP
- 3.) That plaintiff has been moved to other units due to testing positive to Z-D then after 2 wks moved back to Z-C unit on November 22nd, 2020.
- 4.) That on that date, and prior to it, LCP had a practice of punishing any inmate who requested a Covid test, by putting them in the hole or isolation, that deprived them of the rights and privileges other inmates were afforded.
- 5.) That on November 24th 2020, Plaintiff's unit, Z-C, was quarantined.
- 6.) That plaintiff immediately sought a Covid test.
- 7.) That Plaintiff received Covid test on or about 11/25/20 and was subsequently quarantined which amounted to loss of recreation time & a 30 min allotment for shower & Air



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- 5.) That on November 24th 2020, Plaintiff's unit, Z-C, was quarantined.
- 6.) That plaintiff immediately sought a Covid test.
- 7.) That Plaintiff received Covid test on or about 11/5/2020 and was subsequently quarantined which amounted to loss of recreation time & a 30 min allotment for shower & phone.



8.) That on 11/27/2020, Plaintiff's test result were positive

9.) That plaintiff was quarantined for 21 more days.

10.) Throughout quarantine plaintiff was denied law library.

### Prayer for Relief:

Petitioner has demonstrated extraordinary circumstances, By Commonwealths delay to trial, denial of Discovery, Bail, Harassment by DA. sending present lawyer to offer 10 yrs and intentionally continued suppression/habeas corpus, And denial of access to the courts of all above.

1) Wherefore we pray for the following INJUNCTIVE RELIEF: From Individuals & their complicity.

A) Dismissal of Charges.

B) An injunction to allot All Inmates law library Tablets.

C) Punitive Damages Allotted amount for everyday incarcerated \$1,000 daily From each id individual & capacity.

D) 60,000 USD against Amarch Benner Primcare Medical & Warden Kyle Russell For failing to properly prevent Covid 19



## Certificate of Service

I, WILLIAM OMAR MEDINA,  
Certify that I served a True  
and Accurate Copy OF Amended Complaint  
to the clerk OF the Eastern District  
OF PENNSYLVANIA Official OF Clerk,  
United States District Court Philadelphia,  
PA 19106-9865

Dated February, 3<sup>rd</sup> 2021

Respectfully  
Submitted,  
William Medina



## COURT OF COMMON PLEAS OF LEHIGH COUNTY

## DOCKET



Docket Number: CP-39-CR-0002239-2019

## CRIMINAL DOCKET

Court Case

Commonwealth of Pennsylvania

v.

William Medina

Page 24 of 29

## ENTRIES

Sequence Number	CP Filed Date	Document Date	Filed By
Service To	Service By		
Issue Date	Service Type	Status Date	Service Status
2	07/29/2020		Reichley, Douglas G.
Order Denying Motion to Dismiss with Prejudice pursuant to Rule 600			
Lehigh County District Attorney's Office			
07/29/2020	E-Mail		
Medina, William			
07/29/2020	Interoffice		
Poll, Sean Thomas			
07/29/2020	E-Mail		
-----			
1	07/31/2020	07/27/2020	Supreme Court of Pennsylvania - Middle District
Petition for Writ of Habeas Corpus - Supreme Court - 302 MT 2020			
<i>Dismissed due to denial of access to courts.</i>			
-----			
1	08/11/2020		Reichley, Douglas G.
Corrected Order to Show Judge Reichley			
Lehigh County District Attorney's Office			
08/11/2020	E-Mail		
Poll, Sean Thomas			
08/11/2020	E-Mail		
Reichley, Douglas G.			
08/11/2020	E-Mail		
-----			
2	08/11/2020		Mussel, David J.
Commonwealth's Motion for a Discovery Protective Order			
Lehigh County Court Administration			
08/11/2020	Personal		
Medina, William			
08/11/2020	Regular		
Reichley, Douglas G.			
08/11/2020	Personal		
-----			
3	08/11/2020	08/10/2020	Goodge, Glenn Matthew
Entry of Appearance			
-----			
1	08/17/2020		Reichley, Douglas G.
Discovery Protective Stipulation and Order			
Goodge, Glenn Matthew			

*Denied Exculpatory evidence to review for defence of a fair trial.*

CPCMS 9082

Printed: 02/03/2021

Recent entries made in the court filing offices may not be immediately reflected on these docket sheets. Neither the courts of the Unified Judicial System of the Commonwealth of Pennsylvania nor the Administrative Office of Pennsylvania Courts assume any liability for inaccurate or delayed data, errors or omissions on these reports. Docket Sheet information should not be used in place of a criminal history background check which can only be provided by the Pennsylvania State Police. Moreover an employer who does not comply with the provisions of the Criminal History Record Information Act may be subject to civil liability as set forth in 18 Pa.C.S. Section 9183.





## Supreme Court of Pennsylvania

Amy Dreibelbis, Esq.  
Deputy Prothonotary  
Elizabeth E. Zisk  
Chief Clerk

Middle District

601 Commonwealth Avenue, Suite 4500  
P.O. Box 62575  
Harrisburg, PA 17106  
(717) 787-6181  
www.pacourts.us

July 27, 2020

To: Mr. William Medina  
RE: Commonwealth of Pennsylvania, Respondent  
v.  
William Medina, Petitioner  
Supreme Court Docket No: 302 MT 2020  
Consolidated Cases:  
Trial Court Name: Lehigh County Court of Common Pleas  
Trial Court Docket No: CP-39-CR-0002239-2019

Dear Mr. Medina:

This will serve as a notice of receipt of the Petition for Writ of Habeas Corpus that you have sent to this office. This office has found your Petition for Writ of Habeas Corpus to be defective and require that the following correction(s) be made by August 17, 2020.

- ☒ COVER PAGE: Per Pa.R.A.P. 2172, this office requires a new cover page to add to your petition. The cover page should include contact information from the filing attorney or Pro Se filer. Please provide a copy of a new cover page to apply over the petition. The caption must reflect the underlying criminal matter.
- ☒ APPLICATION FOR LEAVE TO FILE ORIGINAL PROCESS: Following Pa.R.A.P. 3307, please provide this office with an original and one (1) copy of an Application for Leave to File Original Process.
- ☒ PAYMENT: Per Pa.R.A.P. 2701, please provide this office with one of the following:
  - ~ A filing fee in the amount of \$90.25, payable to the Supreme Court of PA,
  - {OR}
  - ~ A copy of the trial court or appellate court order granting leave to proceed In Forma Pauperis together with a verified statement indicating that there has been no change in financial status (Pa.R.A.P. 551).
  - {OR}
  - ~ An application for leave to proceed In Forma Pauperis (Pa. R.A.P. 553) and Verified In Forma Pauperis Statement (Pa. R.A.P. 561).
- ☒ PROOF OF SERVICE: Per Pa. R.A.P. 121, the Office of the Prothonotary requires that all opposing parties be served with your Petition for Writ of Habeas Corpus and Application for Leave to File Original Process. Please provide a proof of service to this office with a listing of all counsel/parties served, including their names, addresses, telephone number, and the party each attorney represents, together with method of service (personal or US Mail), date of service, and an original signature (Pa.R.A.P. 122). This should include service upon the District Attorney and Lehigh County Jail.
- ☒ PUBLIC ACCESS POLICY: Also, please certify that your document complies with the Public Access Policy of the Unified Judicial System by submitting a Certificate of

*Cert of Compliance*



Compliance. (Sample enclosed). A brief explanation of the policy as it applies to filings in the Supreme Court is enclosed. Please note that a Redacted Copy is only necessary if your original document contains confidential information. If it does not contain confidential information, you only have to certify that it complies with the policy.

If your pleading was filed electronically, you may file your amendments by resubmitting your entire pleading using the "Corrected PACFiling" entry in PACFile.

Your filing date has been preserved. Upon correction of your Petition for Writ of Habeas Corpus this matter will be transferred from this temporary docket to a permanent docket. Failure to correct your pleadings in the specified timeframe will be interpreted as abandonment of your appellate efforts and this docket will be marked closed (Pa.R.A.P. 3305). Thank you for your attention in this matter.

Very truly yours,  
Office of the Prothonotary

/bs

cc: Lehigh County Prison  
James Bernard Martin, Esq.



DOC #4

## INMATE'S REQUEST TO STAFF

Pedida de encarcelado a empleado

LEHIGH COUNTY

## DEPARTMENT OF CORRECTIONS

TO (Name and Title of Officer)

PARA: (Nombre y Titulo)

BY: (Inmate Name and ID Number)

DE: (Nombre y Numero)

QUARTERS ASSIGNMENT:

LOCAL DENTRO DE LA CARCEL:

SUBJECT: State completely but briefly the problem on which you desire assistance. Give details.

ASUNTO: Describa completamente pero brevemente el problema con que desea asistencia. Incluya detalles.

DATE  
(FECHA)

7/29/2020

B. Foster / Treatment Mike Salter

W. Medina # 73276

2C # 3

PLEASE FWD TO : Mike Salter.

Supreme Court is asking for Regal page

Per Pa. R.A.P. 2172 Cover page

Application For leave 1 copy following Pa. R.A.P 3307

COPY OF Court order of Pro-Se  
granting leave to proceed in Forma Pauperis  
Pa. R.A.P 551An Application For leave to proceed in Forma  
Pauperis (Pa. R.A.P 553) and Verified in Forma  
Pauperis Statement (Pa. R.A.P 561)

Proof of service : Per Pa. R.A.P. 121

Deadlines 8-15-2020

10-5-2020

Exhibit B  
For Time Extension  
Cell 8  
Denial of access  
to Courts.DISPOSITION: (DO NOT WRITE IN THIS SPACE)  
DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

I do not have access to this legal paper  
work Treatment Supervisor Doug Mett is on  
vacation but you can write to Treatment Supervisor  
Mike Salter may be able to pull this up

A search of requested forms yielded no results, just  
Rules under requested headings. We do not have any  
such forms inventoried. Therefore, you must obtain  
assistance via your attorney.

STAFF MEMBER  
EMPLEADO DE LA CARCEL

Doug Mett

DATE  
FECHA

8-13-2020



Exhibit A

## INMATE FORMAL GRIEVANCE, PART I

STAFF USE ONLY

20-0272  
GRIEVANCE #INMATE NAME: William Medina INMATE #: 73276

## INSTRUCTIONS:

1. See Policy 3.5.1.J., Inmate Grievances. Follow this policy.
2. In Block A state your grievance. Attach any relevant documents.
3. In Block B list what you did to resolve this issue prior to submitting this Formal Grievance.

A. Provide a brief, clear statement of the facts, what your grievance is, and what relief you are seeking. Include specific dates, times and staff involved. You must not exceed this space and one additional one-sided 8.5 x 11 piece of paper.

I've been writing to the administration in regards to copies, and legal preparation time since 3/24/2020 17-18-2020, I EXITS ADVANCE on our tablet have been down not working with technical difficulties for 2 wks The computer on the block is only available for 30 min or less and Doug Mote has responded to request stating I have to write out what I needed for legal purposes which means no copies of legal work off computers except if your in R.H.U. However we only have one computer with limited time due to having courtesy for other inmates and interruptions due to med call coming on the block and then having to lockup until inmates get meds and between the hour of showering phone calls and hard time being cut due to these interruptions we have no adequate amount of time needed to properly defend ourselves. I've been appointed to represent myself and need adequate amount of law library time to do legal research to prepare for a fair trial, The pandemic should have no merit in this

Inmate signature/Date

William Medina 7/29/20

B. List actions taken and staff you have contacted before submitting this grievance.

wrote Doug Mote Spoke to LT. Ervin Sgt. mede Sgt. Gonzalez and the Deputy Warden, I am in dire need of having Adequate law library time with update cases law, The computer on block isn't updated and there's always interruption, Please give us law library on tablets back. Ty.

Your Grievance has been received.

Grievance Coordinator signature: [Signature]Date: 8/3/2020



2

# INMATE FORMAL GRIEVANCE, PART II

STAFF USE ONLY

GRIEVANCE #

INMATE NAME: William Medina INMATE #: 73276 DATE: 4/10/2020

C. Grievance is: ☐ Upheld ☒ Denied ☐ Rejected \* ☐ Other

## D. Findings:

By Policy, you have to take notes from the law library. The Jail does not have to provide you copies for your defense, just time and access which you have. Both your grievance is denied.

Denial of Access to the courts

Investigating Staff signature: [Signature] Date: 4/10/2020  
Grievance Coordinator signature: [Signature] Date: 4/10/2020

E. Appeal: If appealing above decision, use Pink copy and send it to Warden. Provide the reason why you are appealing the above decision. Include all facts. You cannot exceed the space below and one additional one-sided 8 1/2" x 11" piece of paper. See Policy 3.5.1.J., Inmate Grievances, for more information.

Inmate signature/Date

White copy-Grievance Coordinator Yellow copy-Findings to Inmate Pink copy-Inmate Appeal Gold copy-Inmate



DOC #4

## INMATE'S REQUEST TO STAFF

Pedida de encarcelado a empleado

LEHIGH COUNTY  
DEPARTMENT OF CORRECTIONS

TO (Name and Title of Officer)

PARA: (Nombre y Título)

BY: (Inmate Name and ID Number)

DE: (Nombre y Numero)

QUARTERS ASSIGNMENT:

LOCAL DENTRO DE LA CARCEL:

SUBJECT: State completely but briefly the problem on which you desire assistance. Give details.

ASUNTO: Describa completamente pero brevemente el problema con que desea asistencia. Incluya detalles.

DATE

(FECHA) 3-24-2020

I am in dire need to get case law  
copies for preparation of my trial in less  
than a month to let gate between my attorney

I've been told in the past I've had to  
write out what I needed for legal purposes. However  
we only have one computer with limited time due to  
having courtesy for other inmates and interruptions  
due to medication call we have to look in to divide  
tiers to get meds which take away a substantial  
amount of time I need: Cochran v. US. 291 F.2d 633

9th circuit United State v. Gonzalez-Sandoval  
894 F.2d 1043, 1050 (9th circuit 1990)

Commonwealth v. Walker 652 PA. 450 (2012)

Commonwealth v. Hicks  
625 PA. 90 Nov 20, 2013

DISPOSITION: (DO NOT WRITE IN THIS SPACE)  
DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

General Population inmates are required to take  
notes as their copies or you may request  
these copies via your attorney.

STAFF MEMBER  
EMPLEADO DE LA CARCEL

Doug Mette

DATE  
FECHA

3-5-2020



DOC #4

**INMATE'S REQUEST TO STAFF**  
**Pedida de encarcelado a empleado**
**LEHIGH COUNTY**  
**DEPARTMENT OF CORRECTIONS**

TO (Name and Title of Officer)

PARA: (Nombre y Título)

DATE

(FECHA)

BY: (Inmate Name and ID Number)

DE: (Nombre y Numero)

QUARTERS ASSIGNMENT:

LOCAL DENTRO DE LA CARCEL:

SUBJECT: State completely but briefly the problem on which you desire assistance. Give details.

ASUNTO: Describa completamente pero brevemente el problema con que desea asistencia. Incluya detalles.

I wrote on 3-24-2020 regarding  
to not being able to do any legal research,  
the computer has been down for months  
and now the app on the tablet isn't  
working.

I've been appointed to represent myself  
and I need a adequate amount of time  
to do legal research and properly represent  
myself. I am unable to any of the above  
due to the app on tablet being down.

I deserve a adequate time to prepare  
for a fair trial.

T. W. M.

DISPOSITION: (DO NOT WRITE IN THIS SPACE)

DISPOSICION: (NO ESCRIBA EN ESTE ESPACIO)

No reports have ever been  
received regarding the low library computer cart being down  
for months.

On 7-20-2020, I inspected the low library computer  
cart. It is on and working. If  
any further assistance is required, you  
may have your housing unit officer  
call me.

STAFF MEMBER

EMPLEADO DE LA CARCEL

DATE

FECHA

Doug Melto

7-20-2020



NAME: William Medina

LEHIGH COUNTY JAIL  
38 NORTH 4TH STREET  
ALLENTOWN, PA 18102-3489



Michael E. Kunz  
Clerk of Courts  
U.S. District Court  
Eastern District of Pennsylvania  
2609 U.S. Courthouse  
601 Market Street

